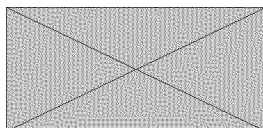


To: VonVacano, Marcela[VonVacano.Marcela@epa.gov]
From: Environmental Law360
Sent: Wed 7/13/2016 8:30:55 AM
Subject: New EPA Advice On Selenium Limits Has Enviros Crying Foul



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Wednesday, July 13, 2016

TOP NEWS

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New EPA Advice On Selenium Limits Has Enviros Crying Foul

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The U.S. Environmental Protection Agency on Tuesday revised its recommendations to states and tribes about how much selenium should be allowed in fresh water sources, but environmentalists were quick to condemn the new levels as too weak.

[Armst](#)
[Teasd](#)

Exxon Wants Full 5th Circ. Review Of Pollution Suit Revival

[Arnolc](#)
[&](#)
[Porter](#)

Exxon Mobil Corp. on Monday asked the full Fifth Circuit to review a panel decision reviving a \$641 million Clean Air Act citizen suit brought by environmentalists over emissions at its Baytown, Texas, refinery.

[Baker](#)
[&](#)
[McKei](#)

Enviros Press 10th Circ. To Lift BLM Fracking Rule Stay

Environmental groups urged the Tenth Circuit on Monday to vacate an injunction blocking the U.S. Bureau of Land Management's recently invalidated hydraulic fracturing rule, claiming it's unfair to dismiss their appeal of the stay as moot yet allow the stay to remain as the groups appeal the rule's invalidation.

[Baker](#)
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Enviros Seek Gov't Docs In 6th Circ. Battle Over Water Rule

[Baker](#)

Environmental groups challenging a rule clarifying the federal government's jurisdiction under the Clean Water Act asked the Sixth Circuit on Monday to include in the record several U.S. Army Corps of Engineers communications they say will show the rule's weaknesses.

[Beck](#)
[Redde](#)

[Best](#)
[Best](#)

5th Circ. Backs Court's Right To Snub BP Claim Fights

The Fifth Circuit rejected the appeal of a 26-year-old car dealership that wanted to apply as a "startup" business for Deepwater Horizon settlement funds, saying in a precedential decision Monday that the district court has no obligation to review all claims disputes over the

[Boies](#)
[Schille](#)

interpretation of settlement language.

LAW
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POLICY & REGULATION

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House Passes Bill Ending Chevron Deference To Agencies

Armst
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The U.S. House of Representatives passed a bill that would end the courts' longstanding deference to administrative agencies Tuesday over Democratic objections that the bill would undermine critical environmental and safety regulatory protections.

Arnolc
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White House Demands House Alter \$32B EPA-Interior Bill

The White House threatened Monday to veto a \$32.1 billion bill to fund the Environmental Protection Agency and Department of the Interior unless the U.S. House of Representatives addresses issues like budget cuts that threaten the EPA's ability to protect personal information and provisions that cripple environmental initiatives like the Clean Power Plan.

Baker
&
McKei

Baker
Botts

Pa. Senate OKs Bill Trimming New Fracking Regulations

The Pennsylvania Senate on Monday approved through bill amendments an assortment of measures that would essentially counteract pending environmental oversight rules for hydraulic fracturing at oil and gas wells, sending the legislation back to the House.

Baker
Donei

Baker

Pa. Requiring Pittsburgh Utility To Address Lead In Water

Beck
Redde

The Pennsylvania Department of Environmental Protection announced on Tuesday that staff members will oversee and work with Pittsburgh Water and Sewer Authority to implement measures to address lead in drinking water after citing it earlier this year for altering the way it treated drinking water to control corrosion in the distribution system.

Best
Best

Boies
Schille

Enviros Press Obama To Halt Federal Fossil Fuel Leasing

The U.S. must immediately place a moratorium on new leases for federal fossil fuel resources if it wants to work toward the worldwide climate goals set last year in Paris, more than 250 organizations said in a petition to the U.S. Department of the Interior on Tuesday.

Brace
LLP

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LITIGATION

Bradle
Murch

Enviros Blast DOI's Bid To Slip Offshore Drilling Suit

Brash
LLP

The Center for Biological Diversity told a Washington, D.C., federal court on Monday that it can and should make the Interior Department review its practice of approving offshore drilling permits without site-specific environmental reviews, blasting the department's bid to dismiss the suit.

Buckle

Canto
Colbu

Oil Co. Must Face Texas Brine's Claims In Sinkhole Suit

A Louisiana federal judge on Monday refused to dismiss Texas Brine Co.'s third-party claims

Carrol
McNu

against Reliance Petroleum Corp. stemming from an \$80 million class action over a massive sinkhole, rejecting the oil company's attempts to distance itself from a well linked to the sinkhole.

LAW
FIRMS

Caltrans, Tribes Told To Work Out Doc Issues In Project Suit

Apple
Globa

A federal judge on Tuesday delayed ruling on the California Department of Transportation's bid to seal a large batch of documents in two Native American tribes' challenge to a highway project, saying the parties should try to resolve a disagreement about the issue on their own.

Armst
Teasd

NJ High Court Won't Hear Gravel Co.'s Cleanup Tab Dispute

Arnolc
&
Porter

The New Jersey Supreme Court isn't touching a lower court ruling that says a sand and gravel company must foot the bill for cleaning up a landfill in place of its now-insolvent insurers, the court said Monday.

Baker
&
McKei

Bankrupt NJ Water Agency Defends Genova Burns Settlement

Baker
Botts

A bankrupt New Jersey water agency on Tuesday defended its \$1 million malpractice settlement with Genova Burns LLP over the firm's representation of the agency during its executives' alleged corruption, telling a bankruptcy judge the deal is fair to ex-employees who contend it wrongly bars their claims against the firm.

Baker
Donel

Too Much Atty 'Conferring' In ND's Fee Bid, Minn. Says

Baker

North Dakota's success in invalidating Minnesota's restrictions on out-of-state coal-fired power plants does not entitle it to fees meant for prevailing parties in civil rights cases, Minnesota told the Eighth Circuit on Monday, adding that it thinks that the legal bill was inflated with too much attorney time spent "conferring."

Beck
Redde
Best
Best

Ariz. Utility Wants Pause Of SolarCity Antitrust Suit

Boies
Schille

An Arizona utility facing a monopolization suit from rooftop solar giant SolarCity Corp. on Monday urged a federal judge to put the case on hold while the Ninth Circuit considers arguments that it's immune from such claims, saying a favorable ruling from the appeals court would effectively kill the suit.

Brace
LLP

EXPERT ANALYSIS

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DC Circ. Offers Clarity On GHG Emissions In NEPA Studies

Bradle
Murch

Two recent decisions from the D.C. Circuit upholding the Federal Energy Regulatory Commission's treatment of indirect and cumulative effects of greenhouse gas emissions under the National Environmental Policy Act are important because they provide a further delineation for when so-called upstream and downstream effects should be excluded from analysis as indirect or cumulative impacts in NEPA reviews, say attorneys at Sidley Austin LLP.

Brash
LLP

LEGAL INDUSTRY

Buckle
Canto
Colbu

5 Ways To Deal With Underperforming Partners

Carrol
McNu

The dilemma of an underperforming partner may raise a myriad of unwanted issues for a law firm, from a depressed bottom line to toxic internal politics, but with the right approach, firms can steer such attorneys back to the light and avoid an awkward or nasty breakup, experts say.

How To Avoid Trial And Save Clients Money

Most clients aren't interested in shelling out large sums of money to take a case to trial. Instead, they dream of finding a law firm that can help them escape litigation before they break the bank, experts say. Here, veteran litigators offer their take on how to end a case quickly and save clients cash.

Trump Says He Hopes Ginsburg 'Gets Off The Court ASAP'

Donald Trump shot back at U.S. Supreme Court Justice Ruth Bader Ginsburg on Tuesday over disparaging remarks she made about his potential presidency, calling her comments a "disgrace" and saying he hopes she would "get off the court as soon as possible."

Law360 Names Attys Who Moved Up The Firm Ranks In Q2

A promotion to partner or election to practice group chair means lots of well-deserved recognition within a firm and in the larger legal community. Law360 reveals the list of attorneys whose commitment to excellence earned them highly coveted spots in the law firm leadership ranks. Find out if your old legal friends — or rivals — moved up in the second quarter of the year, and let the office chatter begin.

Fla. Bar's Ad Rule Could Confuse Consumers, Attys Fear

After a successful legal challenge to a Florida rule barring attorneys without board certification from calling themselves experts in advertisements, the Florida Bar has proposed relaxing the guidelines, a move that some attorneys say could diminish the value of their board certifications and confuse potential clients.

Nearly Half Of UK Women Lawyers Report Harassment

Forty percent of women lawyers in the UK say they have experienced harassment in their professional lives and nearly half say they've been experienced discrimination, a new report released Tuesday by British legal regulators has found.

Global 20: Cleary Gottlieb Steen & Hamilton

Cleary Gottlieb Steen & Hamilton LLP's attorneys have once again scored a spot among Law360's Global 20, displaying a commitment to internationalism with historic capital markets offerings, complex cross-border deals and a penchant for throwing their support behind sovereign nations in disputes, markets and even global soccer matchups.

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Scott

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White
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Rothschild

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Wynne
Sewell

Genovese
Burns

Gouls
&
Storrs

Graha
Curtin

Green
Trauri

Grube
Elrod

Harrin
and
Lomba

Harrity
&
Harrity

Herma
Herma

Herma
Law
PC

Hilder
&
Assoc

Hinsh
&
Culbe

Hogar
Lovell

Hunto
&
Williar

Ice
Miller

Katter
Muchi

Kelley
Drye

King
&
Wood
Malles

Kirklar
&
Ellis

Kluger
Kaplan

Linklar

Liskov
&
Lewis

Littler
Mende

Locke
Lord

Lucas
&
Merca

Mayer
Brown

McCa
&
Englis

McDe
Will

McGu

Munsc
Hardt

Murph
Pears

Nixon
Peabc

Nortor
Rose
Fulbrig

Orrick
Herrin

Paley
Rothm

Pillsbu
Winthi

Renne
Otto

Rivkin
Radle

Roser
&
Estis

Russ
August

Sanfo
Heisle

Saul
Ewing

Schna
Harris

Search
Denne

Sedqv
LLP

Seltze
Capla

Seyfal
Shaw

Sher
Garne

Sidley
Austin

Simps
Thach

Skadd

Stark
&
Stark

Steptoe
&
Johns
LLP

Sterne
Kessler

Stinson
Leonard

Stites
&
Harbis

Suthe
Asbill

Troun
Sander

Tyson
&
Mendenhall

Wasser
Jurista

Watson
Farley

Wilmer

Wilson
Elser

Winston
PC

Winth
&
Weins

COMF

Akina
Corpor

Anhe
Busch
Inbev
SA/NV

Asahi
Kasei
Corp.

BP
p.l.c.

Cartie
SA

Cente
for
Biolog
Divers
Inc.

Chevr
Corpo

Coca-
Cola
Enterp
Inc.

Eisner
LLP

Exxon
Mobil
Corpo

Faceb

Florida
Bar
Assoc

Gazpr

Habib
Bank
Ltd.

Intern:
Centre
for
Settle
of

Invest
Disput

Linke
Corp.

Murra
Energ
Corp.

New
York
Times
Co.

Occide
Petrol
Corpo

Petrok

Polyp
Intern
Inc.

SABM

Salt
River
Projec

Sierra
Club

SolarC
Corp.

The
Coca-
Cola
Comp

Trans
Corp.

Turne
Broad
Syste
Inc.

Twitte
Inc.

Vulcar
Materi
Comp

Zeugh
Group
LLC

GOVE
AGEN

Army
Corps
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Engin

Burea
of
Land
Manag

Califo
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Regul
Comm

Feder
Highw

Admin

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Wildlif
Servic

Food
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Drug
Admin

Indian
Health
Servic

Nation
Marine
Fisher
Servic

Nation
Park
Servic

Rounc
Valley
Indian
Tribes

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Surfac
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Justici

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Transp

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Interio

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Enviro
Protec
Agenc

U.S.
House
of
Repre

U.S.
Supre
Court

LAW FIRMS
Greenberg Traurig

Hunton & Williams

Mayer Brown

Appleby Global

Armstrong Teasdale

Arnold & Porter

Baker & McKenzie

Baker Botts

Baker Donelson

BakerHostetler

Beck Redden

Best Best

Boies Schiller

Bracewell LLP

Bradley Arant

Bradley Murchison

Brashear LLP

BuckleySandler

Cantor Colburn

Carroll McNulty

Chaffe McCall

Cleary Gottlieb

Clifford Chance

Constangy Brooks

Cotchett Pitre

Crowe & Dunlevy

DLA Piper

Domengeaux Wright

Earthjustice

Eckert Seamans

Fish & Richardson

Foley & Lardner

Fortney & Scott

Fowler White Burnett

Fox Rothschild

Freshfields

Gardere Wynne Sewell

Genova Burns

Goulston & Storrs

Graham Curtin

Gruber Elrod

Harrington and Lombardi

Harrity & Harrity

Herman Herman

Hermes Law PC

Hilder & Associates

Hinshaw & Culbertson

Hogan Lovells

Ice Miller

Katten Muchin

Kelley Drye

King & Wood Mallesons

Kirkland & Ellis

Kluger Kaplan

Linklaters

Liskow & Lewis

Little Mendelson

Locke Lord

Lucas & Mercanti

McCarter & English

McDermott Will

McGuireWoods

Munsch Hardt

Murphy Pearson

Nixon Peabody

Norton Rose Fulbright

Orrick Herrington

Paley Rothman

Pillsbury Winthrop

Renner Otto

Rivkin Radler

Rosenberg & Estis

Russ August

Sanford Heisler

Saul Ewing

Schnader Harrison

Searcy Denney

Sedgwick LLP

Seltzer Caplan

Seyfarth Shaw

Sher Garner

Sidley Austin

Simpson Thacher

Skadden

Stark & Stark

Step toe & Johnson LLP

Sterne Kessler

Stinson Leonard

Stites & Harbison

Sutherland Asbill

Troutman Sanders

Tyson & Mendes

Wasserman Jurista

Watson Farley

WilmerHale

Wilson Elser

Winstead PC

Winthrop & Weinstine

COMPANIES

Center for Biological Diversity Inc.

Sierra Club

Akina Corporation

Anheuser-Busch Inbev SA/NV

Asahi Kasei Corp.

BP p.l.c.

Cartier SA

Chevron Corporation

Coca-Cola Enterprises Inc.

EisnerAmper LLP

Exxon Mobil Corporation

Facebook

Florida Bar Association

Gazprom

Habib Bank Ltd.

International Centre for Settlement of Investment Disputes

LinkedIn Corp.

Murray Energy Corp.

New York Times Co.

Occidental Petroleum Corporation

Petrobras

Polypore International, Inc.

SABMiller

Salt River Project

SolarCity Corp.

The Coca-Cola Company

Transamerica Corp.

Turner Broadcasting System Inc.

Twitter Inc.

Vulcan Materials Company

Zeughauser Group LLC

GOVERNMENT AGENCIES

U.S. Supreme Court

U.S. Department of Justice

U.S. Department of the Interior

U.S. Environmental Protection Agency

Council on Environmental Quality

Executive Office of the President

Food and Drug Administration

U.S. Department of Transportation

U.S. House of Representatives

Army Corps of Engineers

Bureau of Land Management

California Department of Transportation

Coyote Valley Band of Pomo Indians

European Commission

Federal Energy Regulatory Commission

Federal Highway Administration

Fish and Wildlife Service

Indian Health Service

National Marine Fisheries Service

National Park Service

Round Valley Indian Tribes

Securities and Exchange Commission

Surface Transportation Board

The Newark Watershed Conservation & Development Corp.

U.S. Army

U.S. Department of Energy

U.S. Department of Homeland Security

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